

**SETTLEMENT AGREEMENT BETWEEN THE MISSOURI  
STATE BOARD OF REGISTRATION FOR THE HEALING ARTS  
AND RICHARD E. COIN, M.D.**

Come now Richard E. Coin, M.D., (hereinafter the "Licensee") and the State Board of Registration for the Healing Arts (hereinafter the "Board") and enter into this agreement for the purpose of resolving the question of whether Dr. Coin's license as a physician and surgeon will be subject to discipline. Licensee and the Board jointly stipulate and agree that a final disposition of this matter may be effectuated as described below pursuant to § 621.045, RSMo.

1. Licensee acknowledges that he understands the various rights and privileges afforded by law, including the right to a hearing of the charges against him; the right to appear and be represented by legal counsel; the right to have all charges against him proven upon the record by competent and substantial evidence; the right to cross-examine any witnesses appearing at the hearing against him; the right to present evidence on his own behalf; the right to a decision based upon the record by a fair and impartial administrative hearing commissioner concerning the charges pending against the Licensee; and subsequently, the right to a disciplinary hearing before the Board at which time evidence may be presented in mitigation of discipline. Having been advised of these rights provided to the Licensee by operation of law, the Licensee knowingly and voluntarily waives each and every one of these rights and freely enters into this agreement and agrees to abide by the terms of this document as they pertain to him.

2. The Licensee acknowledges that he may, at the time this agreement is effective or within fifteen days thereafter, submit this agreement to the Administrative

Hearing Commission for determination that the facts agreed to by the parties constitute grounds for discipline of the Licensee's license.

3. The Licensee acknowledges that he has been informed of his right to consult legal counsel in this matter.

4. The parties stipulate and agree that the disciplinary order agreed to by the Board and the Licensee in Part III herein is based only on the agreement set out in Parts I and II herein. The Licensee understands that the Board may take further disciplinary action against him based on facts or conduct not specifically mentioned in this document that are either now known to the Board or may be discovered.

5. The Licensee understands and agrees that the Missouri State Board of Registration for the Healing Arts will maintain this agreement as an open record of the Board as required by Chapters 334, 610, 620 and 621, RSMo, as amended.

#### I. JOINT STIPULATION OF FACTS

Based upon the foregoing, the Board and the Licensee herein jointly stipulate to the following:

6. The State Board of Registration for the Healing Arts is an agency of the State of Missouri created and established pursuant to §334.120, for the purpose of executing and enforcing the provisions of Chapter 334, RSMo.

7. The Licensee was licensed by the Board as a physician and surgeon, License Number R9G91. This license was first issued on July 9, 1987 and expired on January 31, 2008.

8. On or about October 26, 2007, the Licensee retired from the practice of medicine pursuant to §334.110, RSMo and on that same date caused to have hand-delivered to the Board notice of his retirement and his license.

9. On or about October 30, 2007, the Licensee entered a guilty plea to a misdemeanor violation of 18 USC §1003, for making a false claim to the United States government.

10. On or about October 30, 2007, Reconstructive and Microsurgery Associates, Inc. ("RMA"), through its attorney, entered a guilty plea to a felony violation of 18 USC §1347, health care fraud. RMA was the professional corporation for the Licensee's medical practice.

11. In order to end any uncertainty or disagreements regarding the circumstances of the Licensee's retirement and the pleas entered by the Licensee and RMA and to avoid the expense and uncertainty of litigation, the parties are desirous of settling all disputes between them.

## II. JOINT CONCLUSION OF LAW

12. The Licensee acknowledges and accepts the Board's authority to impose discipline upon his medical license pursuant to §334.100, RSMo based upon the criminal misdemeanor plea entered by him, the criminal felony plea entered by RMA, and/or the conduct underlying said pleas.

## III. JOINT AGREEMENT ON DISCIPLINE

Based on the foregoing, the parties mutually agree and stipulate that the following shall constitute the disciplinary order entered by the Board in this matter under the

authority of §621.110 RSMo 2000. This agreement, including the disciplinary order, will be effective immediately on the date entered and finalized by the Board. The following are the terms of the disciplinary order:

13. License number R9G91, issued by the Board to the Licensee, is RETIRED in lieu of discipline. This retirement is retroactively effective from October 26, 2007. The Licensee understands that this agreement is a public document and will be reported to the National Practitioner's Data Bank, the Health Integrity and Protection Data Bank, and the Federation of State Medical Boards as an action in lieu of discipline.

14. The Licensee hereby waives and releases the Board, its members, and any of its employees, agents, or attorneys, including any former Board members, employees, agents, and attorneys, of, or from, any liability, claim, actions, causes of action, fees, costs and expenses, and compensation, including, but not limited to any claims for attorneys fees and expenses, including any claims pursuant to §536.087, RSMo, or any claim arising under 42 USC 1983, which may be based upon, arise out of, or relate to any of the matters raised in this agreement, or from the negotiation or execution of this agreement. The parties acknowledge that this paragraph is severable from the remaining portions of this agreement in that it survives in perpetuity even in the event that any court of law deems this agreement or any portion thereof void or unenforceable.

15. In consideration of the foregoing, the parties consent to the termination of any further proceedings based upon the facts set forth herein.

LICENSEE

RMG A <sup>us</sup> 4/3/08  
Richard E. Coin, M.D. Date

E Z Reid 4/7/08  
Evan Z. Reid Date  
Missouri Bar No. 51123  
Attorney for Licensee

BOARD

T Steinman 4/8/08  
Tina Steinman Date  
Executive Director

Sreenu Dandamudi 4/8/08  
Sreenu Dandamudi Date  
Missouri Bar No. 50734  
General Counsel to Board

EFFECTIVE THIS 8 DAY OF April, 2008.